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CITY OF MACKAY

203 SOUTH MAIN P.O. BOX 509 MACKAY, ID 83251 208-588-2274 Phone & Fax Department of Water Resources

April 11, 2005

Steve Burrell State of Idaho Department of Water Resources 322 East Front Street P O Box 83720 Boise, ID 83720-0098

Dear Steve,

In response to your letter dated March 29, 2005, the City of Mackay would appreciate your consideration of the following information for the City's mitigation plan (Rule 43).

The person submitting this plan is Otto J. Higbee, Mayor of the City of Mackay; P O Box 509; Mackay, ID 83251. The water right for this mitigation is our spring, with a priority date of 01-01-1902. The proposed water for the mitigation is the outflow from our lagoons, flowing directly into the Big Lost River.

During the mitigation period, when 1905 and earlier water rights are undeliverable, and through the end of the irrigation season on October 1, the City will measure and record the diversion of water from the City wells weekly and also measure and report the lagoon outflow into the Big Lost River. This documentation will then be submitted to the Water Master of District 34, Mr. Bob Duke.

Again, we appreciate your consideration on this matter.

Sincerely,

Otto J. Higbee

Mayor, City of Mackay